IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SEVENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 3589 of 2005

Between:

1 Kasetti Omkar, S/o. Narsaiah,
R/o. Kamanpur Village, Kamanpur Mandal, Karimnagar District.
2 Kasetti Omkar, S/o. Narsaiah,
R/o. Kamanpur Village, Kamanpur Mandal, Karimnagar District.
3 Kasetti Ramesh, S/o. Late Shankaraiah,
R/o. Kamanpur Village, Kamanpur Mandal, Karimnagar District.

... PETITIONERS

AND

The Sub-Registrar, Peddapalli, Karimnagar District.

...RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any appropriate Writ, order or declaring the action of the Respondents to refusing to registrar the sale deeds to be executed by the petitioners in favour of their purchasers in respect of the lands bearing Sy. Nos.25A/A, 25A/B, and 25A/C situated at Gundaram Village, Kamanpur Mandal, Karimnagar District, as illegal, arbitrary and unsustainable in law and consequently direct the Respondent to register the sale deeds to be executed by the petitioners in respect of the above said lands.

Counsel for the Petitioners: MR.I.AGA REDDY

Counsel for the Respondent: GP FOR REVENUE

The Court at the stage of admission made the following:

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ORDER:

This writ petition is filed seeking a declaration that the action of the respondent in refusing to register the sale deeds executed by the petitioners in favour of the third parties in respect of the lands bearing Sy.Nos.25A/A, 25A/B and 25A/C, situated at Gundaram Villalge, Kamanpur Mandal, Karimnagar District as arbitrary and illegal.

The contention of the petitioners is that in the absence of any notification under Section 22-A(1) of the Registration act, 1908 prohibiting the registration of the documents in respect of the land in question the respondent is not justified in not registering the documents presented by the petitioners for registration.

When the matter is taken up for consideration, it is represented by the learned counsel for the petitioners as well as the learned Government Pleader appearing for the respondent that W.P.No.17807 of 2004 with an identical prayer was disposed of on
04-10-2004 with a direction to the respondent to receive the documents in question and register the same, as and when the petitioners presented the same for registration, and in case for any reason, the documents cannot be registered, appropriate orders shall be passed and communicated to the petitioners therein.

Accordingly, following the said decision the writ petition is disposed of with a direction to the respondent to receive the documents in question and register the

same as and when the petitioners present the same, if they are in order. It is made clear that if for any reason, the respondent finds that the documents cannot be registered, the respondent shall communicate the same to the petitioners within two weeks from the date of presentation of such documents.

The writ petition is accordingly disposed of. No order as to costs.

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G. ROHINI, J

Dated: 07-03-2005

Note: Furnish C.C. in a weeks.

B/o.

LSK

ASSISTANT REGISTRAR

To

1. The Sub-Registrar, Peddapalli, Karimnagar District.

2. Two C.Cs. to the G.P. for Revenue, High Court Buildings, Hyderabad. (O.U.T.)

3. Two C.D. copies.